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Attorneys for Defendant
Intel Corporation

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

THE HARMAN PRESS, on behalf of itself
and all others similarly situated,

Plaintiff,

v.

INTEL CORPORATION, a Delaware
corporation,

Defendant.

No. C-05-2823-MHP

**STIPULATION AND [PROPOSED]
ORDER TO STAY DATES, EVENTS
AND DEADLINES PENDING THE
OUTCOME OF THE MOTION TO
TRANSFER AND COORDINATE OR
CONSOLIDATE PURSUANT TO
28 U.S.C. § 1407**

WHEREAS, on July 11, 2005, Plaintiff filed the instant action in the Northern
District of California ("Harman Press Action");

WHEREAS, on or about July 11, 2005, the plaintiffs in *Brauch, et al. v. Intel Corp.*, No. C 05-2743 (BZ) (N. D. Cal., filed July 5, 2005), a related matter, moved before the
Judicial Panel on Multi-District Litigation ("MDL"), to transfer and coordinate or consolidate for
pre-trial proceedings pursuant to 28 U.S.C. § 407 ("MDL Motion"), and the Harman Press
Action has been identified as a related action subject to that motion;

1 WHEREAS, on or about July 27, 2005, Judge Patel issued a Related Case Order
2 relating this case to an earlier filed case assigned to her, and canceling or staying certain but not
3 all dates, events and deadlines in the action;

4 WHEREAS, to date, a decision has not been rendered on the MDL Motion;

5 WHEREAS, the outcome of the MDL Motion will impact significantly the
6 schedule of this case;

7 THEREFORE, IT IS HEREBY STIPULATED, pursuant to Civil Local Rule 6-2,
8 by and among counsel for Plaintiff The Harman Press, and counsel for Defendant Intel
9 Corporation, that any events, dates or deadlines set by the Local Rules or Federal Rules of Civil
10 Procedure, including the Local Rules for Alternative Dispute Resolution (“ADR Local Rules”) and
11 Federal Rules of Civil Procedure 16 and 26, and any deadlines established in any case
12 management order applicable to this case should be stayed pending the outcome of the
13 aforementioned MDL Motion; and

14 IT IS FURTHER STIPULATED by the aforementioned parties that if a case
15 management conference is rescheduled by the Court, the parties shall adjust the dates for any
16 conference, disclosures or reports required by the Local Rules or Federal Rules of Civil
17 Procedure, including the ADR Local Rules and Federal Rules of Civil Procedure 16 and 26
18 accordingly.

19 IT IS HEREBY STIPULATED.

20 Dated: October 28, 2005

SAVERI & SAVERI

21 By: /s/ R. Alexander Saveri
22 R. Alexander Saveri
23 Attorneys for Plaintiff
24 The Harman Press
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1 Dated: October 28, 2005

BINGHAM McCUTCHEN LLP

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3 By: /s/ Joy K. Fuyuno
4 Joy K. Fuyuno
5 Attorneys for Defendant
6 Intel Corporation
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**[PROPOSED] ORDER TO STAY DATES, EVENTS AND DEADLINES
PENDING THE OUTCOME OF THE MDL MOTION**

Any events, dates or deadlines set by the Local Rules or Federal Rules of Civil Procedure, including the Local Rules for Alternative Dispute Resolution (“ADR Local Rules”) and Federal Rules of Civil Procedure 16 and 26, and any deadlines established in any case management order applicable to this case are hereby stayed pending the outcome of the motion to transfer and coordinate or consolidate pursuant to 28 U.S.C. § 1407 (“MDL Motion”).

Upon the determination of the MDL Motion, if it is necessary for the Court to reschedule a case management conference, the parties shall adjust the dates for any conference, disclosures or reports required by the ADR Local Rules and Federal Rules of Civil Procedure 16 and 26 accordingly.

The parties shall notify the Clerk of Court within 10 days of the decision on the MDL Motion.

IT IS SO ORDERED.

Dated: _____

Honorable Marilyn H. Patel
United States District Court Judge